

1 **STIP**  
2 DAYLE ELIESON  
3 United States Attorney  
4 DANIEL SCHIESS  
5 Assistant United States Attorney  
6 501 Las Vegas Blvd., South, Ste. 1100  
7 Las Vegas, Nevada 89101  
8 (702) 388-6504 / Fax: (702) 388-6418  
9 DSchiess@usa.doj.gov  
10 Attorney for the United States  
11

12 **UNITED STATES DISTRICT COURT**  
13 **DISTRICT OF NEVADA**

14 UNITED STATES OF AMERICA,	)	2:17-CR-00316-RFB-CWH
	)	
15 Plaintiff,	)	<b>STIPULATION/AGREED MOTION</b>
	)	<b>TO CONTINUE MOTION</b>
16 SERGIO BARAJAS,	)	<b>DEADLINES AND RULE 16</b>
17 ALAN CASSELL,	)	<b>DEADLINE SET BY THE COURT</b>
18 ELENA MILLNER	)	
19 BENJAMIN STUELKE,	)	
20 MICHELLE ACOSTA,	)	
21 ART ACOSTA, and	)	
ERNESTO GARCIA	)	
	)	
Defendants.	)	
	)	
	)	

22 IT IS HEREBY STIPULATED and AGREED by and between the United  
23 States of America, by and through DANIEL SCHIESS, Assistant United States  
24 Attorney, and defendant SERGIO BARAJAS, by and through his counsel, Russell  
25 Marsh, Esq., defendant ALAN CASSELL, by and through his counsel, David  
26 Brown, Esq., defendant ELENA MILLNER, by and through her counsel Peter  
27 Christiansen, Esq., defendant BENJAMIN STUELKE, by and through his counsel  
28

1 Michael Nasatir, Esq., defendant MICHELLE ACOSTA, by and through her  
2 counsel, Richard Anderson, Esq., defendant ART ACOSTA, by and through his  
3 counsel Nolan King, Esq., and defendant ERNESTO GARCIA, by and through his  
4 counsel, Dean Steward, Esq., to respectfully request that the Court order that the  
5 parties shall have to and including July 1, 2018 to comply with Federal Rule of  
6 Criminal Procedure 16 disclosure.  
7

8           IT IS FURTHER STIPULATED AND AGREED by and between the parties,  
9  
10 to respectfully request that the Court order that they shall have to and including  
11 August 1, 2018, to file any and all pretrial motions and notices of defense.  
12

13           IT IS FURTHER STIPULATED AND AGREED by and between the parties,  
14 to respectfully request that the Court order that they shall have to and including  
15 August 15, 2018, to file any and all responsive pleadings.  
16

17           IT IS FURTHER STIPULATED AND AGREED by and between the parties,  
18 to respectfully request that the Court order that they shall have to and including is  
19 August 22, 2018 to file any and all replies to dispositive motions.  
20

21           This stipulation is entered into for the following reasons:

- 22           1. The United States' position is that it has complied with Rule 16 in that it  
23           has made available to the defendants for inspection, copying, or  
24           photographing the items detailed for disclosure under the rule. Counsel  
25           for the defendants requested that the United States provide them with a  
26           copy of discovery, and the United States has agreed to do so as a courtesy.  
27  
28



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

/s/ Richard Anderson  
RICHARD ANDERSON, ESQ.  
*Attorney for Michelle Acosta*

/s/ Nolan King  
NOLAN KING, ESQ.  
*Attorney for Art Acosta*

/s/ Dean Steward  
DEAN STEWARD, ESQ.  
*Attorney for Ernesto Garcia*

1  
2 **UNITED STATES DISTRICT COURT**

3 **DISTRICT OF NEVADA**

4  
5 UNITED STATES OF AMERICA, ) 2:17-CR-00316-RFB-CWH

6 Plaintiff, ) **ORDER**

7 )  
8 SERGIO BARAJAS, )  
9 ALAN CASSELL, )  
10 ELENA MILLNER )  
11 BENJAMIN STUELKE, )  
12 MICHELLE ACOSTA, )  
13 ART ACOSTA, and )  
14 ERNESTO GARCIA. )

15 Defendant. )  
16 \_\_\_\_\_ )

17 **ORDER**

18 IT IS THEREFORE ORDERED that the parties' disclosure under Federal  
19 Rule of Criminal Procedure 16 shall be made by July 1, 2018.

20 IT IS THEREFORE ORDERED that the parties herein shall have to and  
21 including August 1, 2018, to file any and all pretrial motions and notice of defense.

22 IT IS FURTHER ORDERED that the parties shall have to and including  
23 August 15, 2018, to file any all responses.

24 IT IS FURTHER ORDERED that the parties shall have to and including  
25 August 22, 2018, to file any and all replies.

26 DATED this 1st of May, 2018.

27 

28 \_\_\_\_\_  
RICHARD F. BOULWARE, II  
United States District Judge